

**BEFORE THE
BOARD OF BEHAVIORAL SCIENCES
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

MAATISAK AMENHETEP GIPSON

**1200 Garaventa Way
Sacramento, CA 95833-2841**

**Licensed Clinical Social Worker License No.
LCSW 19290**

Respondent.

Case No. 200-2019-002023

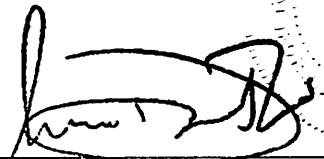
OAH No. 2022020700

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Behavioral Sciences, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on October 13, 2022.

It is so ORDERED September 13, 2022.



FOR THE BOARD OF BEHAVIORAL SCIENCES
DEPARTMENT OF CONSUMER AFFAIRS

1 ROB BONTA
Attorney General of California
2 ANDREW M. STEINHEIMER
Supervising Deputy Attorney General
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9 **BEFORE THE**
BOARD OF BEHAVIORAL SCIENCES
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

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13 In the Matter of the Accusation Against:

Case No. 200-2019-002023

14 **MAATISAK AMENHETEP GIPSON**

OAH No. 2022020700

15 **1200 Garaventa Way**
Sacramento, CA 95833-2841

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

16 **Licensed Clinical Social Worker License No.**
17 **LCSW 19290**

18 Respondent.

19
20
21 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
22 entitled proceedings that the following matters are true:

23 **PARTIES**

24 1. Steve Sodergren (Complainant) is the Executive Officer of the Board of Behavioral
25 Sciences (Board). He brought this action solely in his official capacity and is represented in this
26 matter by Rob Bonta, Attorney General of the State of California, by Anahita S. Crawford,
27 Deputy Attorney General.

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1 2. Respondent Maatisak Amenhetep Gipson (Respondent) is representing herself in this
2 proceeding and has chosen not to exercise her right to be represented by counsel.

3 3. On or about June 1, 1999, the Board issued Licensed Clinical Social Worker License
4 No. LCSW 19290 to Maatisak Amenhetep Gipson (Respondent). The Licensed Clinical Social
5 Worker License was in full force and effect at all times relevant to the charges brought in
6 Accusation No. 200-2019-002023, and will expire on July 31, 2022, unless renewed.

7 **JURISDICTION**

8 4. Accusation No. 200-2019-002023 was filed before the Board, and is currently
9 pending against Respondent. The Accusation and all other statutorily required documents were
10 properly served on Respondent on January 14, 2022. Respondent timely filed her Notice of
11 Defense contesting the Accusation.

12 5. A copy of Accusation No. 200-2019-002023 is attached as exhibit A and incorporated
13 herein by reference.

14 **ADVISEMENT AND WAIVERS**

15 6. Respondent has carefully read, and understands the charges and allegations in
16 Accusation No. 200-2019-002023. Respondent has also carefully read, and understands the
17 effects of this Stipulated Settlement and Disciplinary Order.

18 7. Respondent is fully aware of her legal rights in this matter, including the right to a
19 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at
20 her own expense; the right to confront and cross-examine the witnesses against her; the right to
21 present evidence and to testify on her own behalf; the right to the issuance of subpoenas to
22 compel the attendance of witnesses and the production of documents; the right to reconsideration
23 and court review of an adverse Decision; and all other rights accorded by the California
24 Administrative Procedure Act and other applicable laws.

25 8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and
26 every right set forth above.

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1 **CULPABILITY**

2 9. Respondent admits the truth of each and every charge and allegation in Accusation
3 No. 200-2019-002023.

4 10. Respondent agrees that her Licensed Clinical Social Worker is subject to discipline
5 and she agrees to be bound by the Board's probationary terms as set forth in the Disciplinary
6 Order below.

7 **CONTINGENCY**

8 11. This stipulation shall be subject to approval by the Board of Behavioral Sciences.
9 Respondent understands and agrees that counsel for Complainant and the staff of the Board of
10 Behavioral Sciences may communicate directly with the Board regarding this stipulation and
11 settlement, without notice to or participation by Respondent. By signing the stipulation,
12 Respondent understands and agrees that she may not withdraw her agreement or seek to rescind
13 the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt
14 this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall
15 be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action
16 between the parties, and the Board shall not be disqualified from further action by having
17 considered this matter.

18 12. The parties understand and agree that Portable Document Format (PDF) and facsimile
19 copies of this Stipulated Settlement and Disciplinary Order, including PDF and facsimile
20 signatures thereto, shall have the same force and effect as the originals.

21 13. This Stipulated Settlement and Disciplinary Order is intended by the parties to be an
22 integrated writing representing the complete, final, and exclusive embodiment of their agreement.
23 It supersedes any and all prior or contemporaneous agreements, understandings, discussions,
24 negotiations, and commitments (written or oral). This Stipulated Settlement and Disciplinary
25 Order may not be altered, amended, modified, supplemented, or otherwise changed except by a
26 writing executed by an authorized representative of each of the parties.

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14. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

IT IS HEREBY ORDERED that Licensed Clinical Social Worker License No. LCSW 19290 issued to Maatisak Amenhetep Gipson (Respondent) is revoked. The revocation is stayed and Respondent is placed on five (5) years of probation with the following terms and conditions. Probation shall continue on the same terms and conditions if Respondent is granted another registration or license regulated by the Board.

1. Psychological / Psychiatric Evaluation

Within 90 days of the effective date of this Decision, and on a periodic basis thereafter as may be required by the Board or its designee, Respondent shall complete a psychological or psychiatric evaluation by such licensed psychologists or psychiatrists as are appointed by the Board. The cost of such evaluation shall be borne by Respondent. Failure to pay for the report in a timely fashion constitutes a violation of probation.

Such evaluator shall furnish a written report to the Board or its designee regarding Respondent's judgment and ability to function independently and safely as a counselor and such other information as the Board may require. Respondent shall execute a Release of Information authorizing the evaluator to release all information to the Board. Respondent shall comply with the recommendations of the evaluator.

If a psychological or psychiatric evaluation indicates a need for supervised practice, (within 30 days of notification by the Board), Respondent shall submit to the Board or its designee, for its prior approval, the name and qualification of one or more proposed supervisors and a plan by each supervisor by which Respondent's practice will be supervised.

If Respondent is determined to be unable to practice independently and safely, upon notification, Respondent shall immediately cease practice and shall not resume practice until notified by the Board or its designee. Respondent shall not engage in any practice for which a

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1 license issued by the Board is required, until the Board or its designee has notified Respondent of
2 its determination that Respondent may resume practice.

3 **2. Psychotherapy**

4 Respondent shall participate in ongoing psychotherapy with a California licensed mental
5 health professional who has been approved by the Board. Within 15 days of the effective date of
6 this Decision, Respondent shall submit to the Board or its designee for its prior approval the name
7 and qualifications of one or more therapists of Respondent's choice. Such therapist shall possess
8 a valid California license to practice and shall have had no prior business, professional, or
9 personal relationship with Respondent, and shall not be Respondent's supervisor. Counseling
10 shall be at least once a week unless otherwise determined by the Board. Respondent shall
11 continue in such therapy at the Board's discretion. Cost of such therapy is to be borne by
12 Respondent.

13 Respondent may, after receiving the Board's written permission, receive therapy via
14 videoconferencing if Respondent's good faith attempts to secure face-to-face counseling are
15 unsuccessful due to the unavailability of qualified mental health care professionals in the area.
16 The Board may require that Respondent provide written documentation of her good faith attempts
17 to secure counseling via videoconferencing.

18 Respondent shall provide the therapist with a copy of the Board's Decision no later than the
19 first counseling session. Upon approval by the Board, Respondent shall undergo and continue
20 treatment until the Board or its designee determines that no further psychotherapy is necessary.

21 Respondent shall take all necessary steps to ensure that the treating psychotherapist submits
22 quarterly written reports to the Board concerning Respondent's fitness to practice, progress in
23 treatment, and to provide such other information as may be required by the Board. Respondent
24 shall execute a Release of Information authorizing the therapist to divulge information to the
25 Board.

26 If the treating psychotherapist finds that Respondent cannot practice safely or
27 independently, the psychotherapist shall notify the Board within three (3) working days. Upon
28 notification by the Board, Respondent shall immediately cease practice and shall not resume

1 practice until notified by the Board or its designee that Respondent may do so. Respondent shall
2 not thereafter engage in any practice for which a license issued by the Board is required until the
3 Board or its designee has notified Respondent that she may resume practice. Respondent shall
4 document compliance with this condition in the manner required by the Board.

5 3. Education

6 Respondent shall take and successfully complete the equivalency of 2 semester units in
7 substance use/abuse. All course work shall be taken at the graduate level at an accredited or
8 approved educational institution that offers a qualifying degree for licensure as a marriage and
9 family therapist, clinical social worker, educational psychologist, or professional clinical
10 counselor or through a course approved by the Board. Classroom attendance must be specifically
11 required. Course content shall be pertinent to the violation and all course work must be completed
12 within 18 months (or as approved by the Board) from the effective date of this Decision.

13 Within 90 days of the effective date of the Decision Respondent shall submit a plan for
14 prior Board approval for meeting these educational requirements. All costs of the course work
15 shall be paid by Respondent. Units obtained for an approved course shall not be used for
16 continuing education units required for renewal of licensure.

17 4. Dependency Support Program

18 Respondent shall attend a dependency support program approved by the Board no less than
19 2 times per week. Respondent shall provide proof of attendance at said program with each
20 quarterly report that Respondent submits during the period of probation. Failure to attend, or to
21 show proof of such attendance, shall constitute a violation of probation.

22 5. Abstain from Controlled Substances / Submit Drug and Alcohol Testing

23 Respondent shall completely abstain from the use or possession of controlled or illegal
24 substances unless lawfully prescribed by a medical practitioner for a bona fide illness.

25 Respondent shall immediately submit to random and directed drug and alcohol testing, at
26 Respondent's cost, upon request by the Board or its designee. Respondent shall be subject to a
27 minimum number of random tests per year for the duration of the probationary term, as
28 prescribed in the Uniform Standards Related to Substance Abuse listed herein. There will be no

1 confidentiality in test results. Any confirmed positive finding will be immediately reported to
2 Respondent, Respondent's current employer, and the supervisor, if any, and shall be a violation of
3 probation.

4 If Respondent tests positive for a controlled substance, Respondent's license shall be
5 automatically suspended. Respondent shall make daily contact as directed by the Board to
6 determine if she must submit to testing. Respondent shall submit her test on the same day that
7 she is notified that a test is required. All alternative testing sites due to vacation or travel outside
8 of California must be approved by the Board prior to the vacation or travel.

9 **6. Abstain from Use of Alcohol / Submit to Alcohol and Drug Testing**

10 Respondent shall completely abstain from the intake of alcohol during the period of
11 probation.

12 Respondent shall immediately submit to random and directed drug and alcohol testing, at
13 Respondent's cost, upon request by the Board or its designee. Respondent shall be subject to a
14 minimum number of random tests per year for the duration of the probationary term, as
15 prescribed in the Uniform Standards Related to Substance Abuse listed herein. There will be no
16 confidentiality in test results. Any confirmed positive finding will be immediately reported to the
17 Respondent, Respondent's current employer, and to the supervisor, if any, and shall be a violation
18 of probation.

19 If Respondent tests positive for alcohol and/or a controlled substance, Respondent's license
20 shall be automatically suspended. Respondent shall make daily contact as directed by the Board
21 to determine if she must submit to testing. Respondent shall submit her test on the same day that
22 she is notified that a test is required. All alternative testing sites due to vacation or travel outside
23 of California must be approved by the Board prior to the vacation or travel.

24 **7. Obey All Laws**

25 Respondent shall obey all federal, state and local laws, all statutes and regulations
26 governing the licensee, and remain in full compliance with any court ordered criminal probation,
27 payments and other orders. A full and detailed account of any and all violations of law shall be
28 reported by Respondent to the Board or its designee in writing within seventy-two (72) hours of

1 occurrence. To permit monitoring of compliance with this term, Respondent shall submit
2 fingerprints through the Department of Justice and Federal Bureau of Investigation within 30 days
3 of the effective date of the Decision, unless previously submitted as part of the licensure
4 application process. Respondent shall pay the cost associated with the fingerprint process.

5 **8. File Quarterly Reports**

6 Respondent shall submit quarterly reports, to the Board or its designee, as scheduled on the
7 "Quarterly Report Form" (rev. 07/2016). Respondent shall state under penalty of perjury whether
8 she has been in compliance with all the conditions of probation. Notwithstanding any provision
9 for tolling of requirements of probation, during the cessation of practice Respondent shall
10 continue to submit quarterly reports under penalty of perjury.

11 **9. Comply with Probation Program**

12 Respondent shall comply with the probation program established by the Board and
13 cooperate with representatives of the Board in its monitoring and investigation of Respondent's
14 compliance with the program.

15 **10. Interviews with the Board**

16 Respondent shall appear in person for interviews with the Board or its designee upon
17 request at various intervals and with reasonable notice.

18 **11. Failure to Practice**

19 In the event Respondent stops practicing in California, Respondent shall notify the Board or
20 its designee in writing within 30 calendar days prior to the dates of non-practice and return to
21 practice. Non-practice is defined as any period of time exceeding thirty calendar days in which
22 Respondent is not engaging in any activities defined in Sections 4980.02, 4989.14, 4996.9, or
23 4999.20 of the Business and Professions Code. Any period of non-practice, as defined in this
24 condition, will not apply to the reduction of the probationary term and will relieve Respondent of
25 the responsibility to comply with the probationary terms and conditions with the exception of this
26 condition and the following terms and conditions of probation: Obey All Laws; File Quarterly
27 Reports; Comply With Probation Program; Maintain Valid License/Registration; and Cost

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1 Recovery. Respondent's license shall be subject to cancellation if Respondent's period of non-
2 practice total two years.

3 **12. Change of Place of Employment or Place of Residence**

4 Respondent shall notify the Board or its designee in writing within 30 days of any change
5 of place of employment or place of residence. The written notice shall include the address, the
6 telephone number and the date of the change.

7 **13. Supervision of Unlicensed Persons**

8 While on probation, Respondent shall not act as a supervisor for any hours of supervised
9 practice required for any license issued by the Board. Respondent shall terminate any such
10 supervisory relationship in existence on the effective date of this Decision.

11 **14. Notification to Clients**

12 Respondent shall notify all clients when any term or condition of probation will affect their
13 therapy or the confidentiality of their records, including but not limited to supervised practice,
14 suspension, or client population restriction. Such notification shall be signed by each client prior
15 to continuing or commencing treatment. Respondent shall submit, upon request by the Board or
16 its designee, satisfactory evidence of compliance with this term of probation.

17 **15. Notification to Employer**

18 Respondent shall provide each of her current or future employers, when performing
19 services that fall within the scope of practice of her license, a copy of this Decision and the
20 Statement of Issues or Accusation before commencing employment. Notification to Respondent's
21 current employer shall occur no later than the effective date of the Decision or immediately upon
22 commencing employment. Respondent shall submit, upon request by the Board or its designee,
23 satisfactory evidence of compliance with this term of probation.

24 Respondent shall provide to the Board the names, physical addresses, and telephone
25 numbers of all employers, supervisors, and contractors.

26 Respondent shall complete the required consent forms and sign an agreement with the
27 employer and supervisor, or contractor, and the Board to allow the Board to communicate with

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1 the employer and supervisor or contractor regarding the licensee's work status, performance, and
2 monitoring.

3 **16. Violation of Probation**

4 If Respondent violates the conditions of her probation, the Board, after giving Respondent
5 notice and the opportunity to be heard, may set aside the stay order and impose the discipline
6 (revocation/suspension) of Respondent's license provided in the Decision.

7 If during the period of probation, an accusation, petition to revoke probation, or statement
8 of issues has been filed against Respondent's license or application for licensure, or the Attorney
9 General's office has been requested to prepare such an accusation, petition to revoke probation, or
10 statement of issues, the probation period set forth in this Decision shall be automatically extended
11 and shall not expire until the accusation, petition to revoke probation, or statement of issues has
12 been acted upon by the Board. Upon successful completion of probation, Respondent's license
13 shall be fully restored.

14 **17. Maintain Valid License**

15 Respondent shall, at all times while on probation, maintain a current and active license with
16 the Board, including any period during which suspension or probation is tolled. Should
17 Respondent's license, by operation of law or otherwise, expire, upon renewal Respondent's
18 license shall be subject to any and all terms of this probation not previously satisfied.

19 **18. License Surrender**

20 Following the effective date of this Decision, if Respondent ceases practicing due to
21 retirement or health reasons, or is otherwise unable to satisfy the terms and conditions of
22 probation, Respondent may voluntarily request the surrender of her license to the Board. The
23 Board reserves the right to evaluate Respondent's request and to exercise its discretion whether to
24 grant the request or to take any other action deemed appropriate and reasonable under the
25 circumstances. Upon formal acceptance of the surrender, Respondent shall within 30 calendar
26 days deliver Respondent's license and certificate and if applicable wall certificate to the Board or
27 its designee and Respondent shall no longer engage in any practice for which a license is

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1 required. Upon formal acceptance of the tendered license, Respondent will no longer be subject
2 to the terms and conditions of probation.

3 Voluntary surrender of Respondent's license shall be considered to be a disciplinary action
4 and shall become a part of Respondent's license history with the Board. Respondent may not
5 petition the Board for reinstatement of the surrendered license. Should Respondent at any time
6 after voluntary surrender ever reapply to the Board for licensure Respondent must meet all
7 current requirements for licensure including, but not limited to, filing a current application,
8 meeting all current educational and experience requirements, and taking and passing any and all
9 examinations required of new applicants.

10 **19. Instruction of Coursework Qualifying for Continuing Education**

11 Respondent shall not be an instructor of any coursework for continuing education credit
12 required by any license issued by the Board.

13 **20. Notification to Referral Services**

14 Respondent shall immediately send a copy of this Decision to all referral services registered
15 with the Board in which Respondent is a participant. While on probation, Respondent shall send
16 a copy of this Decision to all referral services registered with the Board that Respondent seeks to
17 join.

18 **21. Reimbursement of Probation Program**

19 Respondent shall reimburse the Board for the costs it incurs in monitoring the probation to
20 ensure compliance for the duration of the probation period. Reimbursement costs shall be
21 \$1,200.00 per year.

22 **22. Cost Recovery**

23 Respondent shall pay the Board \$2,497.00 as and for the reasonable costs of the
24 investigation and prosecution of Case No. 200-2019-002023. Respondent shall make such
25 payments in accordance with a payment plan outlined by the Board. Respondent shall make the
26 check or money order payable to the Board of Behavioral Sciences and shall indicate on the
27 check or money order that it is the cost recovery payment for Case No. 200-2019-002023. Any
28 order for payment of cost recovery shall remain in effect whether or not probation is tolled.

1 Probation shall not terminate until full payment has been made. Should any part of cost recovery
2 not be paid in accordance with the outlined payment schedule, Respondent shall be considered to
3 be in violation of probation. A period of non-practice by Respondent shall not relieve
4 Respondent of her obligation to reimburse the board for its costs.

5 Cost recovery must be completed six months prior to the termination of probation. A
6 payment plan authorized by the Board may be extended at the discretion of the Enforcement
7 Manager based on good cause shown by the probationer.

8 **ACCEPTANCE**

9 I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the
10 stipulation and the effect it will have on my Licensed Clinical Social Worker License. I enter
11 into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently,
12 and agree to be bound by the Decision and Order of the Board of Behavioral Sciences.

13
14 DATED: _____

MAATISAK AMENHETEP GIPSON
Respondent

16
17 **ENDORSEMENT**

18 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
19 submitted for consideration by the Board of Behavioral Sciences.

20
21 DATED: _____

Respectfully submitted,

22 ROB BONTA
Attorney General of California
23 ANDREW M. STEINHEIMER
Supervising Deputy Attorney General

24
25 ANAHITA S. CRAWFORD
Deputy Attorney General
26 *Attorneys for Complainant*

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not be paid in accordance with the outlined payment schedule, Respondent shall be considered to be in violation of probation. A period of non-practice by Respondent shall not relieve Respondent of her obligation to reimburse the board for its costs.

Cost recovery must be completed six months prior to the termination of probation. A payment plan authorized by the Board may be extended at the discretion of the Enforcement Manager based on good cause shown by the probationer.

ACCEPTANCE

I have carefully read the Stipulated Settlement and Disciplinary Order. I understand the stipulation and the effect it will have on my Licensed Clinical Social Worker License. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Behavioral Sciences.

DATED:

5/24/2022


MAATISAK AMENHETEP GIPSON
Respondent

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Board of Behavioral Sciences.

DATED: 06/07/2022

Respectfully submitted,

ROB BONTA
Attorney General of California
ANDREW M. STEINHEIMER
Supervising Deputy Attorney General

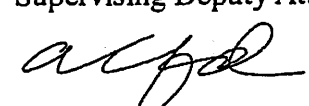

ANAHITA S. CRAWFORD
Deputy Attorney General
Attorneys for Complainant

Exhibit A

Accusation No. 200-2019-002023

1 ROB BONTA
Attorney General of California
2 ANDREW M. STEINHEIMER
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7 *Attorneys for Complainant*

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11 **STATE OF CALIFORNIA**

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13 **MAATISAK AMENHETEP GIPSON**

14 **1200 Garaventa Way**
15 **Sacramento, CA 95833-2841**

ACCUSATION

16 **Licensed Clinical Social Worker License No.**
17 **LCSW 19290**

Respondent.

18
19 Complainant alleges:

20 **PARTIES**

21 1. Steve Sodergren (Complainant) brings this Accusation solely in his official capacity
22 as the Executive Officer of the Board of Behavioral Sciences, Department of Consumer Affairs.

23 2. On or about June 1, 1999, the Board of Behavioral Sciences issued Licensed Clinical
24 Social Worker License No. LCSW 19290 to Maatisak Amenhetep Gipson (Respondent). The
25 Licensed Clinical Social Worker License was in full force and effect at all times relevant to the
26 charges brought herein and will expire on July 31, 2022, unless renewed.

27 ///

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1 **JURISDICTION**

2 3. This Accusation is brought before the Board of Behavioral Sciences (Board),
3 Department of Consumer Affairs, under the authority of the following laws. All section
4 references are to the Business and Professions Code (Code) unless otherwise indicated.

5 4. Business and Professions Code section 118 states in part:

6 (b) The suspension, expiration, or forfeiture by operation of law of a license
7 issued by a board in the department, or its suspension, forfeiture, or cancellation by
8 order of the board or by order of a court of law, or its surrender without the written
9 consent of the board, shall not, during any period in which it may be renewed,
10 restored, reissued, or reinstated, deprive the board of its authority to institute or
continue a disciplinary proceeding against the licensee upon any ground provided by
law or to enter an order suspending or revoking the license or otherwise taking
disciplinary action against the licensee on any such ground.

11 5. Code section 4990.33 states:

12 Notwithstanding any other law, except as provided in Section 4990.32, the
13 expiration, cancellation, forfeiture, or suspension of a license, registration, or other
14 authority to practice by operation of law or by order or decision of the board or a
15 court of law, the placement of a license on a retired status, or the voluntary surrender
16 of a license or registration by a licensee or registrant, of any license or registration
within the authority of the board, shall not deprive the board of jurisdiction to
commence or proceed with any investigation of, or action or disciplinary proceeding
against, the licensee or registrant or to render a decision suspending or revoking the
license or registration.

17 **STATUTORY PROVISIONS**

18 6. Code section 490 states in part:

19 (a) In addition to any other action that a board is permitted to take against a
20 licensee, a board may suspend or revoke a license on the ground that the licensee has
21 been convicted of a crime, if the crime is substantially related to the qualifications,
functions, or duties of the business or profession for which the license was issued.

22 (b) Notwithstanding any other provision of law, a board may exercise any
23 authority to discipline a licensee for conviction of a crime that is independent of the
24 authority granted under subdivision (a) only if the crime is substantially related to the
qualifications, functions, or duties of the business or profession for which the
licensee's license was issued.

25 (c) A conviction within the meaning of this section means a plea or verdict of
26 guilty or a conviction following a plea of nolo contendere. An action that a board is
27 permitted to take following the establishment of a conviction may be taken when the
time for appeal has elapsed, or the judgment of conviction has been affirmed on
28 appeal, or when an order granting probation is made suspending the imposition of
sentence, irrespective of a subsequent order under Section 1203.4 of the Penal Code.

1 7. Code section 493 states in pertinent part:

2 (a) Notwithstanding any other law, in a proceeding conducted by a board within
3 the department pursuant to law to deny an application for a license or to suspend or
4 revoke a license or otherwise take disciplinary action against a person who holds a
5 license, upon the ground that the applicant or the licensee has been convicted of a
6 crime substantially related to the qualifications, functions, and duties of the licensee
7 in question, the record of conviction of the crime shall be conclusive evidence of the
8 fact that the conviction occurred, but only of that fact.

9 (b) (1) Criteria for determining whether a crime is substantially related to the
10 qualifications, functions, or duties of the business or profession the board regulates
11 shall include all of the following:

12 (A) The nature and gravity of the offense.

13 (B) The number of years elapsed since the date of the offense.

14 (C) The nature and duties of the profession.

15 ...

16 (c) As used in this section, "license" includes "certificate," "permit,"
17 "authority," and "registration."

18 8. Code section 4992.3 states:

19 The board may deny a license or a registration, or may suspend or revoke the
20 license or registration of a licensee or registrant if the licensee or registrant has been
21 guilty of unprofessional conduct. Unprofessional conduct includes, but is not limited
22 to, the following:

23 (a) The conviction of a crime substantially related to the qualifications,
24 functions, or duties of a licensee or registrant under this chapter. The record of
25 conviction shall be conclusive evidence only of the fact that the conviction occurred.
26 The board may inquire into the circumstances surrounding the commission of the
27 crime in order to fix the degree of discipline or to determine if the conviction is
28 substantially related to the qualifications, functions, or duties of a licensee or
registrant under this chapter. A plea or verdict of guilty or a conviction following a
plea of nolo contendere made to a charge substantially related to the qualifications,
functions, or duties of a licensee or registrant under this chapter is a conviction within
the meaning of this section. The board may order any license or registration
suspended or revoked, or may decline to issue a license or registration when the time
for appeal has elapsed, or the judgment of conviction has been affirmed on appeal, or,
when an order granting probation is made suspending the imposition of sentence,
irrespective of a subsequent order under Section 1203.4 of the Penal Code allowing
the person to withdraw a plea of guilty and enter a plea of not guilty, or setting aside
the verdict of guilty, or dismissing the accusation, information, or indictment.

...

(c) Administering to themselves any controlled substance or using any of the
dangerous drugs specified in Section 4022 or any alcoholic beverage to the extent, or
in a manner, as to be dangerous or injurious to the person applying for a registration

1 or license or holding a registration or license under this chapter, or to any other
2 person, or to the public, or, to the extent that the use impairs the ability of the person
3 applying for or holding a registration or license to conduct with safety to the public
4 the practice authorized by the registration or license. The board shall deny an
5 application for a registration or license or revoke the license or registration of any
6 person who uses or offers to use drugs in the course of performing clinical social
7 work. This provision does not apply to any person also licensed as a physician and
8 surgeon under Chapter 5 (commencing with Section 2000) or the Osteopathic Act
9 who lawfully prescribes drugs to a patient under the person's care.

10 COST RECOVERY

11 9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the
12 administrative law judge to direct a licensee found to have committed a violation or violations of
13 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
14 enforcement of the case, with failure of the licensee to comply subjecting the license to not being
15 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be
16 included in a stipulated settlement.

17 FIRST CAUSE FOR DISCIPLINE

18 (Criminal Conviction)

19 10. Respondent is subject to disciplinary action pursuant to Code section 4992.3,
20 subsection (a), and Code section 490, subsection (a), in that Respondent was convicted of a crime
21 substantially related to the qualifications, functions, and duties of a licensed clinical social worker
22 as follows: On or about September 10, 2021, in the criminal proceeding entitled *People of the*
23 *State of California v. Maatisak Amenhetep Gipson* (Sacramento County Superior Court, Case No.
24 19M1004385), Respondent was convicted on her plea of nolo contendere to the charge of
25 violating Vehicle Code section 23152, subsection (b) (driving with a 0.08% blood alcohol content
26 or higher), with her admission to the special allegation of Vehicle Code section 23578 (driving
27 with a 0.15% or higher blood alcohol content), a misdemeanor. The Court ordered Respondent to
28 serve four (4) days in county jail and granted her probation for a period of four (4) years with
terms and conditions, including the completion of an 18 month Multiple Offender DUI program.
The circumstances of the violation are as follows:

///

1 11. On or about February 12, 2019, Respondent drove a motor vehicle while having a
2 blood alcohol level of 0.23%. Respondent was observed swerving on the road, driving along the
3 bike lane and driving up on the concrete sidewalk. After stopping at a red light, Respondent was
4 then observed to aggressively accelerate her car and veer to the right, causing her to collide into a
5 wooden power pole. Respondent was transported to the hospital via ambulance.

6 **SECOND CAUSE FOR DISCIPLINE**

7 **(Dangerous Use of Alcohol)**

8 12. Respondent is subject to disciplinary action under Code section 4992.3, subsection
9 (c), on the grounds of unprofessional conduct in that, on or about February 12, 2019, Respondent
10 used alcohol in manner dangerous to herself and others, as more fully set forth in paragraphs 10
11 and 11, above.

12 **DISCIPLINE CONSIDERATIONS**

13 13. To determine the degree of discipline, if any, to be imposed on Respondent,
14 Complainant alleges that:

15 a. On or about September 13, 2012, Respondent's Licensed Clinical Social Worker
16 License No. LCSW 19290 was placed on probation for five years, in a prior disciplinary action
17 entitled *In the Matter of the Accusation Against Maatisak Sauat Nera Amenhetep*, Case Number
18 LC-2011-632, before the Board of Behavioral Sciences. The discipline was imposed as a result
19 of Respondent's violations of Code sections 4992.3, subsection (a), and 490, subsection (a), in
20 that on December 7, 2010, Respondent was convicted in the criminal case of *People of the State*
21 *of California v. Maatisak Amenhetep* (Sacramento County Superior Court, Case No. CRM10-
22 4634), of a violation of Vehicle Code section 23152, subsection (b), (driving with a .08% or
23 higher blood alcohol level). The circumstances of were that on or about June 12, 2010,
24 Respondent drove a vehicle while intoxicated and had a blood alcohol level of .23%. Respondent
25 also admitted to a 2007 conviction for a violation of Vehicle Code section 23152, subsection (a)
26 (driving under the influence of drugs). As a result of the 2010 conviction, Respondent was placed
27 on four years of probation and sentenced to 10 days of jail, an 18-month second offender DUI
28

1 program, required to maintain an Interlock Ignition Device on her vehicle and ordered to not
2 drink, possess alcohol or be -in a place where alcohol is sold.

3 **PRAYER**

4 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
5 and that following the hearing, the Board of Behavioral Sciences issue a decision:

6 1. Revoking or suspending Licensed Clinical Social Worker Number 19290, issued to
7 Maatisak Amenhetep Gipson;

8 2. Ordering Maatisak Amenhetep Gipson to pay the Board of Behavioral Sciences the
9 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
10 Professions Code section 125.3; and,

11 3. Taking such other and further action as deemed necessary and proper.

12
13
14 DATED: January 13, 2022

Steve Sodergren

15 STEVE SODERGREN
16 Executive Officer
17 Board of Behavioral Sciences
18 Department of Consumer Affairs
19 State of California
20 Complainant

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